

RECEIVED
FEDERAL ELECTION
COMMISSION

August 19, 2016 AUG 25 PM 3:30

Jeff Jordan
Assistant General Counsel
Federal Election Commission
999 E Street, NW
Washington, DC 20463

OFFICE OF GENERAL
COUNSEL

Re: MUR 7093 / Complaint Against Frank Guinta and Friends of Frank Guinta

Dear Mr. Jordan:

This letter amends my complaint of June 27, 2016. There have been developments your office should be aware of. It appears Frank Guinta may be violating the terms of the conciliation agreement he reached with the Federal Election Commission in 2015 resolving MUR 6440.

Rather than refunding the \$355,000 in illegal excessive contributions Frank Guinta received from his parents back to his parents, he has instead kept the money himself. Furthermore, Frank Guinta may be preparing to transfer some or all of those funds back to his campaign committee for a second time. It is possible he has already done so.

It was plainly not the Commission's intent for Guinta to keep the money personally or to recycle the illegal excessive contribution he received from his parents back into his campaign committee a second time. Indeed, Guinta is thumbing his nose at the Commission.

Given Guinta's flagrant money laundering and disregard for the substance of the conciliation agreement, I ask the Commission to consider injunctive relief.

Developments are as follows:

- 1) In his April, 2016 campaign finance report, Friends of Frank Guinta disclosed an undated disbursement of \$355,000. The payee is listed "Guinta Family Fund" and the address listed for the Fund is the same one used by Friends of Frank Guinta, the campaign account used by Frank Guinta.
- 2) On June 29, 2016, Frank Guinta transferred \$81,500 held in a personal account to his campaign committee, Friends of Frank Guinta. This appears to have been done in response to my complaint that Guinta had double-paid himself that amount which he had already paid himself as loan repayments. This transfer was disclosed in his July 15, 2016 campaign finance report.
- 3) On or about August 14, 2016, Frank Guinta filed his personal financial disclosure with the House of Representatives Committee on Ethics, after having asked for and received a 90 day extension. In this document, Guinta discloses the existence of a bank account containing between \$250,000-\$500,000. In his most recent prior personal disclosure, Guinta listed no bank account valued at more than \$15,000.

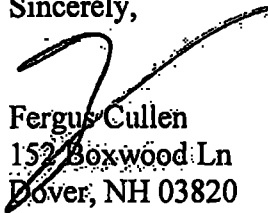
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One can reasonably conclude the money in this account includes the \$355,000 disbursement to the so-called "Guinta Family Fund." Guinta's congressional Chief of Staff, Jay Ruais, confirmed to the Union Leader newspaper this account represents the "Guinta Family Fund" and that Guinta is a signator on the account. It is unclear from Guinta's disclosures where the additional \$81,500, previously transferred back to the campaign committee, came from.

So Guinta is listing the money he was meant to refund as a personal asset he controls. As such, he could transfer this money back to his campaign account at any time. He may be planning to do so. He may have already done so.

In light of the foregoing, I respectfully request that the Commission take steps to immediately investigate the potential knowing and willful acts outlined above by Frank Guinta and Friends of Frank Guinta, pursuant to 52 U.S.C. § 30109(a)(2). In doing so, the Commission should find reason to believe Guinta and the Committee have violated the Act and the Commission's Regulations, determine and impose appropriate sanctions for any and all violations, and enjoin both from any and all violations in the future. I also ask that the Commission impose such additional remedies as are necessary and appropriate to ensure compliance, and refer this matter to the U.S. Department of Justice as necessary. The foregoing is correct and accurate to the best of my knowledge, information and belief.

Sincerely,


Fergus Cullen
152 Boxwood Ln
Dover, NH 03820

Enclosures:

- A) April 2016 FEC report listing \$355,000 disbursement from Friends of Frank Guinta to Guinta Family Fund
- B) July 2016 FEC report listing \$81,500 receipt from Frank Guinta to Friends of Frank Guinta
- C) Guinta's 2015 personal financial disclosure
- D) Guinta's request for a 90 day extension on filing his 2016 personal disclosure
- E) Guinta's 2016 personal financial disclosure
- F) Media accounts of transfers

Signed and sworn before me this 19 day of August, 2016


NOTARY PUBLIC



SCHEDULE D (FEC Form 3)**DEBTS AND OBLIGATIONS****Excluding Loans**(Use separate
schedule(s)
for each
numbered line)

PAGE 57 OF 57

FOR LINE NUMBER:
(check only one)☐ 9
☒ 10

NAME OF COMMITTEE (In Full)

Friends Of Frank Guinta

A. Full Name (Last, First, Middle Initial) of Debtor or Creditor

Guinta Family Fund

Nature of Debt (Purpose):

Pursuant to Conciliation Agreement

Mailing Address PO Box 877

City State

Zip Code

Manchester

NH

03105-0877

Outstanding Balance Beginning This Period

355000.00

Transaction ID : D14FCCC740A454963958

Amount Incurred This Period

0.00

Payment This Period

355000.00

Outstanding Balance at Close of This Period

0.00

B. Full Name (Last, First, Middle Initial) of Debtor or Creditor

Nature of Debt (Purpose):

Mailing Address

City State

Zip Code

Outstanding Balance Beginning This Period

Amount Incurred This Period

Payment This Period

Outstanding Balance at Close of This Period

C. Full Name (Last, First, Middle Initial) of Debtor or Creditor

Nature of Debt (Purpose):

Mailing Address

City

State

Zip Code

Outstanding Balance Beginning This Period

Amount Incurred This Period

Payment This Period

Outstanding Balance at Close of This Period

1) SUBTOTALS This Period This Page (optional)

0.00

2) TOTALS This Period (last page this line number only)

0.00

3) TOTAL OUTSTANDING LOANS from Schedule C (last page only)

4) ADD 2) and 3) and carry forward to appropriate line of Summary Page (last page only)

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**SCHEDULE A (FEC Form 3)
ITEMIZED RECEIPTS**Use separate schedule(s)
for each category of the
Detailed Summary PageFOR LINE NUMBER:
(check only one)

PAGE 41 OF 60

<input type="checkbox"/> 11a	<input type="checkbox"/> 11b	<input type="checkbox"/> 11c	<input type="checkbox"/> 11d
<input type="checkbox"/> 12	<input type="checkbox"/> 13a	<input type="checkbox"/> 13b	<input checked="" type="checkbox"/> 15

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)
Friends Of Frank GuintaFull Name (Last, First, Middle Initial)
Frank Guinta**A.** Mailing Address **Po Box 877**

City	State	Zip Code
Manchester	NH	03105

FEC ID number of contributing
federal political committee.**C** **H0NH01217**Name of Employer
Information RequestedOccupation
Information Requested

Receipt For: 2016

☒ Primary ☐ General
☐ Other (specify)

Election Cycle-to-Date

355000.00

Date of Receipt

MM	DD	YYYY
06	29	2016

Transaction ID : **A3062B146EA954975A40**

Amount of Each Receipt this Period

81500.00☐ Memo ItemReimburse Loan Repays Made to FGuinta 12/30/10,
11/29/11, 2/8/13, 11/19/14 and 12/18/14

Full Name (Last, First, Middle Initial)

B. Mailing Address

City	State	Zip Code
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FEC ID number of contributing
federal political committee.**C**

Name of Employer

Occupation

Receipt For:

☐ Primary ☐ General
☐ Other (specify)

Election Cycle-to-Date

Date of Receipt

MM	DD	YYYY
----	----	------

Amount of Each Receipt this Period

☐ Memo Item

Full Name (Last, First, Middle Initial)

C. Mailing Address

City	State	Zip Code
------	-------	----------

FEC ID number of contributing
federal political committee.**C**

Name of Employer

Occupation

Receipt For:

☐ Primary ☐ General
☐ Other (specify)

Election Cycle-to-Date

Date of Receipt:

MM	DD	YYYY
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Amount of Each Receipt this Period

☐ Memo Item**SUBTOTAL** of Receipts This Page (optional).....**TOTAL** This Period (last page this line number only).....**81500.00****81500.00**

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Name: Frank Gvartz

Daytime Telephone: 202-225-5450

U.S. -

State: NH

Amendment

2014 Annual (Due: May 15, 2015)

Date of Termination:

PROBATIONARY INFORMATION - ANSWER EACH OF THESE QUESTIONS

A. Did you, your spouse, or your dependent child:

B. Given any reportable asset that was worth more than \$1,000 at the end of the reporting period? gr

h. More than \$200 in unearned income from any reportable source during the reporting period?

18. Did you, your spouse, or your dependent child purchase, sell, or exchange any securities or reportable real estate in a transaction exceeding \$1,000 during the reporting period?

6. Did you or your spouse have "carried" income (e.g., salaries, honoraria, or pension/IRA distributions) of \$200 or more during the reporting period?

D. Did you, your spouse, or your dependent child have any reportable liability (more than \$10,000) at any point during the reporting period?

E. Did you hold any reportable positions during the reporting period or in the current calendar year up through the date of filing?

F. Did you have any reportable agreement or arrangement with an outside entity during the reporting period or in the current calendar year up through the date of filing?

Yes ☐ **No** ☐

G. Did you, your spouse, or your dependent child receive any reportable gift(s) totaling more than \$375 in value from a single source during the reporting period?

	Yes	No
1. Do you have a current driver's license?		
2. Do you have a current vehicle registration?		
3. Do you have a current insurance policy?		
4. Do you have a current title?		
5. Do you have a current sales tax certificate?		
6. Do you have a current license plate?		
7. Do you have a current title transfer fee?		
8. Do you have a current title transfer tax?		
9. Do you have a current title transfer fee and tax?		
10. Do you have a current title transfer fee and tax and title transfer fee and tax?		

11. Did you, your spouse, or your dependent child receive any reportable travel or reimbursements for travel totaling more than \$375 in value from a single source during the reporting period?

Figure 1

1. Did any individual or organization make a donation to charity in lieu of paying you for a speech, appearance, or article during the reporting period?

Yes

ATTACH THE CORRESPONDING SCHEDULE IF YOU ANSWER "YES"

PO AND EXCLUSION OF SPOUSE, DEPENDENT, OR TRUST INFORMATION - ANSWER EACH OF THESE QUESTIONS

APQ – Did you purchase any shares that were allocated as a part of an Initial Public Offering during the reporting period? If you answered ‘yes’ to this question, please contact the Committee on Ethics for further guidance.

2007

Question 13 - Details regarding "Qualified Blind Trusts" approved by the Committee on Ethics and certain other "excepted trusts" need not be disclosed. Have you excluded from this recent details of such a trust that benefits you, your spouse, or your dependent child?

OK ☐ COA

Exemption 4 – Have you excluded from this report any other assets, "unearned" income, transactions, or liabilities of a spouse or your dependent child because they meet all three tests for exemption? Do not answer "yes" unless you have first consulted with the Committee on Ethics.

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SCHEDULE A - ASSETS & "UNEARNED INCOME"

Name: FRANK GUINIA

Page 2 of 11

BLOCK A		BLOCK B													BLOCK C								BLOCK D													BLOCK E
Asset and/or Income Source		Value of Asset													Type of Income								Amount of Income													Tax Action
Identify (a) each asset held for investment or production of income and with a fair market value exceeding \$1,000 at the end of the reporting period, and (b) any other reportable asset or source of income that generated more than \$200 in "unearned" income during the year. (Do not use only ticker symbols). For all IRAs and other retirement plans (such as 401(k) plans) provide the value for each asset held in the account that exceeds the reporting thresholds. For bank and other cash accounts, total the amount in all interest-bearing accounts. If the total is over \$5,000, list every financial institution where there is more than \$1,000 in interest-bearing accounts. For real and other like property held for investment, provide a complete address or description, e.g., "vacant property," and a city and state. For an ownership interest in a privately-held business that is not publicly traded, state the name of the business, the nature of its activities, and its geographic location in Block A. Exclude: Your personal residence, including second homes and vacation homes (unless there was rental income during the reporting period); and any financial interest in, or income derived from, a federal retirement program, including the Thrift Savings Plan. If you have a privately-traded fund that is an Excepted Investment Fund, please check the "EIF" box. If you so choose, you may indicate that an asset or income source is that of your spouse (SP) or dependent child (DC), or jointly held with anyone (JT), in the optional column on the far left. For a detailed discussion of Schedule A requirements, please refer to the instruction booklet.		Indicate value of asset at close of the reporting period. If you use a valuation method other than fair market value, please specify the method used. If an asset was sold during the reporting period and is included only because it generated income, its value should be "None." *Column M is for assets held by your spouse or dependent child in which you have no interest.													Check all columns that apply. For accounts that generate tax-deferred income (such as 401(k), IRA, 529 accounts), you may check the "Tax-Deferred" category of income by checking the appropriate box below. Dividends, interest, and capital gains, even if reinvested, must be disclosed on "unearned" income for assets held in taxable accounts. Check "None" if the asset generated no income during the reporting period.								For assets for which you checked "Tax-Deferred" in Block C, you may check the "None" column. For all other assets indicate the category of income by checking the appropriate box below. Dividends, interest, and capital gains, even if reinvested, must be disclosed on "unearned" income for assets held in taxable accounts. Check "None" if no income was earned or generated. *Column M is for assets held by your spouse or dependent child in which you have no interest.													Indicate if the asset is a tax-deferred account (SP, DC, JT, or JT/SP/DC), or if it is a tax-exempt asset (SP, DC, JT, or JT/SP/DC). If the asset is a tax-deferred account, check the appropriate box (SP, DC, JT, or JT/SP/DC). If the asset is a tax-exempt asset, check the "None" box. If the asset is a tax-deferred account, check the appropriate box (SP, DC, JT, or JT/SP/DC). If the asset is a tax-exempt asset, check the "None" box.
A	B	C	D	E	F	G	H	I	J	K	L	M	NONE	DIVIDENDS	RENT	INTEREST	CAPITAL GAINS	EXCEPTED "BLIND TRUST"	TAX-DEFERRED	Other Type of Income (Specify: e.g., Partnership Income or Farm Income)	I	II	III	IV	V	VI	VII	VIII	IX	X	XI	None				
	\$0-\$1,000	\$1,001-\$15,000	\$15,001-\$50,000	\$50,001-\$100,000	\$100,001-\$250,000	\$250,001-\$500,000	\$500,001-\$1,000,000	\$1,000,001-\$5,000,000	\$5,000,001-\$25,000,000	\$25,000,001-\$50,000,000	Over \$50,000,000	Spouse DC Asset over \$1,000,000									None	\$1-\$250	\$251-\$1,000	\$1,001-\$2,500	\$2,501-\$5,000	\$5,001-\$10,000	\$10,001-\$25,000	\$25,001-\$50,000	\$50,001-\$100,000	\$100,001-\$250,000	\$250,001-\$500,000	Over \$500,000	Spouse DC Asset with income over \$1,000,000			
Example: Mega Corp. Stock																																				
Example: Bonds & Bonds																																				
Example: Hedge Fund																																				
Example: Private Equity Fund																																				
Example: Real Estate																																				
Example: Art Collection																																				
Example: Cryptocurrency																																				
Example: Other Assets																																				

Use additional sheets if more space is required.

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Name: Frank Givens Page 3 of 11

Use additional sheets if more space is required.

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SCHEDULE A -- ASSETS & "UNEARNED INCOME"

Name: Team: Quinta

4-21

BLOCK A Asset and/or Income Source		BLOCK B Value of Asset		BLOCK C Type of Income		BLOCK D Amount of Income		BLOCK E Comments	
1	DISCOUNT DOWNSIDE PARTNERSHIP								
2	DISCOUNT DOWNSIDE PARTNERSHIP								
3	DISCOUNT DOWNSIDE PARTNERSHIP								
4	DISCOUNT DOWNSIDE PARTNERSHIP								
5	DISCOUNT DOWNSIDE PARTNERSHIP								
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56	DISCOUNT DOWNSIDE PARTNERSHIP								
57	DISCOUNT DOWNSIDE PARTNERSHIP								

Use additional sheets if more space is required.

the additional shade if more space is required.

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INCOME LIMITS AND PROHIBITED INCOME: The 2014 limit on outside earned income for Members and employees compensated at or above the "senior staff" rate was \$28,956. In addition, certain types of income (notably honoraria, director's fees, and payments for professional services involving a fiduciary relationship) were totally prohibited.

[illegible]

Use additional sheets if more space is required.

SCHEDULE D - LIABILITIES

Name: **Franklin**

Page **2** of **11**

Report liabilities of over \$10,000 owed to any one creditor at any time during the reporting period by you, your spouse, or your dependent child. Mark the highest amount owed during the reporting period. **Excludes:** Mortgages on your personal residence; liabilities of a business in which you own an interest (unless you are personally liable); and liabilities owed to you by a spouse or the child, parent, or sibling of you or your spouse. Report a revolving charge account (i.e., credit card) only if the balance at the close of the reporting period exceeded \$10,000. **Column K is for liabilities held solely by your spouse or dependent child.**

SP, DC, JT	Creditor	Date Liability Incurred MO/YR	Type of Liability	Amount of Liability										
				A	B	C	D	E	F	G	H	I	J	K
				\$10,001-\$15,000	\$15,001-\$50,000	\$50,001-\$100,000	\$100,001-\$250,000	\$250,001-\$500,000	\$500,001-\$1,000,000	\$1,000,001-\$5,000,000	\$5,000,001-\$25,000,000	\$25,000,001-\$50,000,000	Over \$50,000,000	Over \$1,000,000* (Spouse/DC Liability)
Example	First Bank of Wilmington, DE	5/98	Mortgage on Rental Property, Dover DE				X							
JT	ST. Marys P&S - 171-100416	Aug 04	Warrant for 171-100416				X							
JT	St. Marys P&S - 171-100416	Aug 04	Warrant for 171-100416				X							
SP	NAVIENT	Sept 00	Student Loan 121 (Spartan)		X									
SP	NAVIENT	Sept 00	Student Loan 121 (Spartan)		X									

SCHEDULE E - POSITIONS

Report all positions, compensated or uncompensated, held during the current or prior calendar year as an officer, director, trustee of an organization, partner, proprietor, representative, employee, or owner of any corporation, firm, partnership, or other business enterprise, nonprofit organization, labor organization, or educational or other institution other than the United States. **Excludes:** Positions held in law enforcement, social, fraternal, or political entities (such as political parties and campaign organizations); and positions solely of an honorary nature.

Position	Name of Organization
CHAIRMAN EMERITUS	INDEPENDENT BUSINESS COUNCIL OF NH

Use additional sheets if more space is required.

SCHEDULE F - AGREEMENTS

Name: Frank Guiana Page 8 of 11

Identify the date, parties to, and general terms of any agreement or arrangement that you have with respect to: future employment; a leave of absence during the period of government service; continuation or deferral of payments by a former or current employer other than the U.S. government; or continuing participation in an employee welfare or benefit plan maintained by a former employer.

Date	Parties to Agreement	Terms of Agreement
	N/A	

SCHEDULE G - GIFTS

Report the source (by name), a brief description, and the value of all gifts totaling more than \$375 received by you, your spouse, or your dependent child from any source during the year. Exclude: Gifts from relatives; gifts of personal hospitality from an individual; local meals; and gifts to a spouse or dependent child that are totally independent of his or her relationship to you. Gifts with a value of \$150 or less need not be listed towards the \$375 disclosure threshold. Note: The gift rule (House Rule 25, clause 5) prohibits acceptance of gifts except as specifically provided in the rule.

Source	Description	Value
Example: Mr. Joseph Smith, Arlington, VA	Silver Platter (determination of personal friendship received from the Ethics Committee)	\$400
N/A		

Use additional sheets if more space is required.

SCHEDULE H - TRAVEL PAYMENTS AND REIMBURSEMENTS

Name: **Frank Guaita** Page **9** of **11**

Identify the source and list travel itinerary, dates, and nature of expenses provided for travel and travel-related expenses totaling more than \$375 received by you, your spouse, or your dependent child during the reporting period. Indicate whether a family member accompanied the traveler at the sponsor's expense. Disclosure is required regardless of whether the expenses were paid directly by the sponsor or were paid by you and reimbursed by the sponsor.

EXCLUDE: Travel-related expenses provided by federal, state, and local governments, or by a foreign government required to be separately reported under the Foreign Gifts and Decorations Act (FGDA, 5 U.S.C. § 7342); political travel that is required to be reported under the Federal Election Campaign Act; travel provided to a spouse or dependent child that is totally independent of his or her relationship to the filer.

Source	Date(s)	City of Departure - Destination - City of Return	Lodging? (Y/N)	Food? (Y/N)	Family Member Accompanied? (Y/N)
Government of Ohio (NECA)	Aug 5-11	DC-Belton, Ohio - DC	Y	Y	N
National Endowment for Democracy (charity foundation)	Apr 3-4	DC-Belton-DC	Y	Y	Y
N/A					

00000000000000000000

History:

Page 6 of 11

2/A

Association of American Associations, Washington, DC

Symptoms

Speech
Article

अनुसूची

Feb. 2, 2014
Aug. 13, 2014

Summary

52,000
5900

Additional space is required.

PLAYER NOTES (Optional)

17044426221

Summary

Feast Quinta

11

[illegible]

Two additional sheets of more space is required.

2016 AUG 18 AM 10:09 MC

(Office Use Only)

U.S. HOUSE OF REPRESENTATIVES

Form A

For Use by Members, Officers, and Employees

UNITED STATES HOUSE OF REPRESENTATIVES
2015 FINANCIAL DISCLOSURE STATEMENT

Name: Frank Guinta Daytime Telephone: _____

A \$300 penalty shall be assessed against any individual who files more than 30 days late.

FILER STATUS	<input checked="" type="checkbox"/> Member of or Candidate for U.S. House of Representatives	State: <u>NH</u> District: <u>1</u>	<input type="checkbox"/> Officer or Employee	Employing Office: _____
REPORT TYPE	<input checked="" type="checkbox"/> 2015 Annual (Due: May 15, 2016)	<input type="checkbox"/> Amendment	<input type="checkbox"/> Termination	Date of Termination: _____

PRELIMINARY INFORMATION - ANSWER EACH OF THESE QUESTIONS

A. Did you, your spouse, or your dependent child: a. Own any reportable asset that was worth more than \$1,000 at the end of the reporting period? or b. Make more than \$200 in unearned income from any reportable asset during the reporting period?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	F. Did you have any reportable agreement or arrangement with an outside entity during the reporting period or in the current calendar year up through the date of filing?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
B. Did you, your spouse, or your dependent child purchase, sell, or exchange any securities or reportable real estate in a transaction exceeding \$1,000 during the reporting period?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	G. Did you, your spouse, or your dependent child receive any reportable gift(s) totaling more than \$375 in value from a single source during the reporting period?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
C. Did you or your spouse have "earned" income (e.g., salaries, honoraria, or pension/IRA distributions) of \$200 or more during the reporting period?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	H. Did you, your spouse, or your dependent child receive any reportable travel or reimbursements for travel totaling more than \$375 in value from a single source during the reporting period?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
D. Did you, your spouse, or your dependent child have any reportable liability (more than \$10,000) at any point during the reporting period?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	I. Did any individual or organization make a donation to charity in lieu of paying you for a speech, appearance, or article during the reporting period?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
E. Did you hold any reportable positions during the reporting period or in the current calendar year up through the date of filing?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	ATTACH THE CORRESPONDING SCHEDULE IF YOU ANSWER "YES"	

INFO AND EXCLUSION OF SPOUSE, DEPENDENT, OR TRUST INFORMATION - ANSWER EACH OF THESE QUESTIONS

SPO - Did you purchase any shares that were allocated as a part of an Initial Public Offering during the reporting period? If you answered "yes" to this question, please contact the Committee on Ethics for further guidance.	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
TRUSTS - Details regarding "Qualified Blind Trusts" approved by the Committee on Ethics and certain other "excepted trusts" need not be disclosed. Have you excluded from this report details of such a trust that benefits you, your spouse, or dependent child?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
EXEMPTIONS - Have you excluded from this report any other assets, "unearned" income, transactions, or liabilities of a spouse or your dependent child because they meet all three tests for exemption? Do not answer "yes" unless you have first consulted with the Committee on Ethics.	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>

Page 2 of

BLOCK A Asset number business description		BLOCK B Values of Asset		BLOCK C Type of Income		BLOCK D Amount of Income		BLOCK E Transaction	
<p>Indicate value of asset at close of the reporting period. If you use a valuation method other than the market value, please specify the method used.</p> <p>If an asset was sold during the reporting period, and is included only in the general income, the value should be "None".</p> <p>Column M is for assets held by your spouse or dependent child in which you have no interest.</p>		<p>Check all columns that apply. For example: Real estate, business, partnership income (such as 401(k), IRA, or 529 account), you may check the "Tax-Deferred" column. Dividend, interest, and capital gains, even if reinvested, must be disclosed as income for assets held in taxable accounts. Check "None" if the asset generated no income during the reporting period.</p>		<p>For assets for which you checked "Tax-Deferred" in Block C, you must check the "None" column. For all other assets indicate the category of income by checking the appropriate box below. Dividend, interest, and capital gains, even if reinvested, must be disclosed as income for assets held in taxable accounts. Check "None" if no income was earned or generated.</p>		<p>Indicate the transaction that occurred during the reporting period. If you sold the asset, check the "Sold" column. If you transferred the asset to your spouse or dependent child, check the "Transfer" column. If you gifted the asset, check the "Gift" column. If you received the asset, check the "Received" column. If you acquired the asset through a business transaction, check the "Business" column. If you acquired the asset through a personal transaction, check the "Personal" column. If you acquired the asset through a combination of business and personal transactions, check the "Combination" column. If you acquired the asset through a transaction that does not fit into any of the above categories, check the "Other" column.</p>			
<p>None</p> <p>\$1-\$1,000</p> <p>\$1,001-\$10,000</p> <p>\$10,001-\$50,000</p> <p>\$50,001-\$100,000</p> <p>\$100,001-\$250,000</p> <p>\$250,001-\$500,000</p> <p>\$500,001-\$1,000,000</p> <p>\$1,000,001-\$5,000,000</p> <p>\$5,000,001-\$25,000,000</p> <p>\$25,000,001-\$50,000,000</p> <p>Over \$50,000,000</p> <p>Spouse/DC Asset over \$1,000,000*</p>		<p>None</p> <p>DIVIDENDS</p> <p>INTEREST</p> <p>CAPITAL GAINS</p> <p>EXCEPTED/IND TRUST</p> <p>TAX-DEFERRED</p> <p>Other Type of Income (Specify: e.g., Partnership Income or Pension Income)</p>		<p>None</p> <p>\$1-\$250</p> <p>\$251-\$1,000</p> <p>\$1,001-\$2,500</p> <p>\$2,501-\$5,000</p> <p>\$5,001-\$10,000</p> <p>\$10,001-\$25,000</p> <p>\$25,001-\$50,000</p> <p>\$50,001-\$100,000</p> <p>\$100,001-\$1,000,000</p> <p>\$1,000,001-\$5,000,000</p> <p>Over \$5,000,000</p> <p>Spouse/DC Asset with income over \$1,000,000*</p>		<p>None</p> <p>Sold</p> <p>Transfer</p> <p>Gift</p> <p>Received</p> <p>Business</p> <p>Personal</p> <p>Combination</p> <p>Other</p>			

Use additional sheets if more space is required.

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Additional photo if more space is required.

FRANK GUINTA

Name:

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EXCLUDE: Military pay (such as National Guard or Reserve pay), federal retirement programs, and benefits received under the Social Security Act.

PROPERTY - Voluntary for public use

[illegible]

11 Use additional sheets if more space is required.

SCHEDULE D - LIABILITIES

Name: Frank Guinra

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Report liabilities of over \$10,000 owed to any one creditor at any time during the reporting period by you, your spouse, or your dependent child. Mark the highest amount owed during the reporting period. **Members:** Members are required to report all liabilities secured by real property including mortgages on their personal residence. **Exclude:** Any mortgage on your personal residence (unless you rent it out or are a member); loans secured by automobiles, household furniture, or appliances; liabilities of a business in which you own an interest (unless you are personally liable); and liabilities owed to you by a spouse or the child, parent, or sibling of you or your spouse. Report a revolving charge account (i.e., credit card) only if the balance at the close of the reporting period exceeded \$10,000. *Column K is for liabilities held solely by your spouse or dependent child.

SP, DC, JT	Creditor	Date Liability Incurred MO/YR	Type of Liability	Amount of Liability										
				A \$10,001-\$15,000	B \$15,001-\$50,000	C \$50,001-\$100,000	D \$100,001-\$250,000	E \$250,001-\$500,000	F \$500,001-\$1,000,000	G \$1,000,001-\$5,000,000	H \$5,000,001-\$25,000,000	I \$25,000,001-\$50,000,000	J Over \$50,000,000	K Over \$1,000,000* (Spouse/DC Liability)
Example	First Bank of Washington, DC	2008	Mortgage on Rental Property, Dover, DE				X							
JT	ST Mary's Bank	8/04	MORTGAGE 172 HUNTERS ST				X							
JT	ST Mary's Bank	3/06	MORTGAGE 221 CRESTVIEW LN					X						
SP	MANHATTAN	3/04	SECURE LOAN		X									
	NYH BPA	1/00	SECURE LOAN		X									

SCHEDULE E - POSITIONS

Report all positions, compensated or uncompensated, held during the current or prior calendar year as an officer, director, trustee of an organization, partner, proprietor, representative, employee, or consultant of any corporation, firm, partnership, or other business enterprise, nonprofit organization, labor organization, or educational or other institution other than the United States. **Exclude:** Positions held in any religious, social, fraternal, or political entities (such as political parties and campaign organizations); and positions solely of an honorary nature.

Position	Name of Organization
ALFA	

Use additional sheets if more space is required.

Page 2 of

Date	Parties to Agreement	Terms of Agreement
	N/A	

Report the source (by name), a brief description, and the value of all gifts totaling more than \$275 received by you, your spouse, or your dependent child from any source during the year. Exclude: Gifts from relatives, gifts of personal hospitality from an individual, local meals, and gifts to a spouse or dependent child that are solely independent of his or her relationship to you. Gifts with a value of \$150 or less need not be added towards the \$275 disclosure threshold. Note: The gift rule (House Rule 25, clause 6) prohibits acceptance of gifts except as specifically provided in the rule.

penalty is, each case is given its own merits.

SCHEDULE H - TRAVEL PAYMENTS and REIMBURSEMENTS

NAME: FRANK GUINIA

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Identify the source and list travel literary, dates, and nature of expenses provided for travel and travel-related expenses totaling more than \$375 received by you, your spouse, or your dependent child during the reporting period. Indicate whether a family member accompanied the traveler at the sponsor's expense. Disclosure is required regardless of whether the expenses were paid directly by the sponsor or were paid by you and reimbursed by the sponsor.

EXCLUSION: Travel-related expenses provided by federal, state, and local governments, or by a foreign government required to be separately reported under the Foreign Gifts and Decorations Act (FGDA), 5 U.S.C. § 7342; political travel that is required to be reported under the Federal Election Campaign Act; travel provided to a spouse or dependent child that is totally independent of his or her relationship to the Senator.

[illegible]

Paraphrase of Psalm 138 in Spanish (1592)

Name: <u>Frank GuinTA</u>	Page <u>10</u> of <u> </u>
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Additional space is required



U.S. House of Representatives

COMMITTEE ON ETHICS

MEMBER/OFFICER/EMPLOYEE FINANCIAL DISCLOSURE EXTENSION REQUEST FORM

MC

Name of Requestor: Frank Guinta Date: 05/16/2016

Please type or print legibly

Employing Member/Committee/Office: Frank Guinta

Financial Disclosure Statement Type (check one):

☒ Annual (CY 2015) ☐ Amendment ☐ New Employee ☐ Termination

The length of time for which extension is requested (check one):

☐ 30 days ☐ 60 days ☒ 90 days ☐ Other _____
Specify number of days or specific date

OFFICE OF
LEGISLATIVE RESOURCE CENTER
U.S. HOUSE OF REPRESENTATIVES

2016 MAY 25 PM 3:07

LEGISLATIVE RESOURCE CENTER

For Ethics Committee Use Only

Days granted: _____

(If days granted differ from days requested)

Reason: ☐ Total days requested exceeds 90.

Your request for an extension of time in which to file the Financial Disclosure Statement (FD) referenced above is hereby granted. Your FD must be filed on or before 8/14/16. The Ethics Committee may grant additional requests, which may not, in the aggregate, exceed 90 days from the original due date. Please note that if the date listed in this paragraph is on a weekend and you intend to file using the paper form, your FD must be received by the Clerk of the House no later than close of business on the last business day before this date or postmarked on or before that date.

Date: 5/24/16

Charles W. Dent, Chairman

Linda T. Sanchez, Ranking Member

Copy to: Legislative Resource Center, 135 CHOB

(This page will be publicly disclosed)

17044262016



WMUR.com first: Guinta taps 'family fund' to repay his campaign \$81,500

Spokesman says repayment went 'above, beyond' terms of settlement with FEC

UPDATED 8:33 PM EDT Jul 15, 2016

MANHESTER, N.H. -

U.S. Rep. Frank Guinta has tapped a family fund to repay his campaign \$81,500 that was the subject of a complaint filed with the Federal Election Commission against him in June, a spokesman said Friday.

Jay Ruais, Guinta's top aide, said the repayment was not required by the FEC in its 2015 conciliation agreement with Guinta over the congressman's acceptance of \$355,000 in checks written by his parents from the same family fund. The spokesman said Guinta went "above and beyond the terms of the agreement" in making the repayment to his campaign.

WMUR.com reported that former New Hampshire Republican Party Chairman Fergus Cullen alleged in the June complaint that Guinta illegally kept \$81,500 of funds repaid to him by his campaign committee.

The May 2015 conciliation agreement with the FEC, signed by Guinta's attorney, says the Republican 1st District congressman improperly used funds from a Guinta family account to finance his first campaign for the House, in 2010.

The payments from the Guinta family fund to Guinta's campaign totaled \$355,000 in checks written by his parents. The FEC concluded that the funds were campaign contributions from the parents, far in excess of the \$2,500 legal limit for individual contributions.

Guinta maintained that the money was actually his because he had contributed to the family fund. But he agreed to repay the \$355,000, and announced early this year that his campaign committee had made a full repayment to the family fund.

But Cullen's complaint points out that that Guinta had previously reported loaning his campaign \$81,500, which was part of the \$355,000 from the family fund. It points out that between 2010 and 2015, the Guinta campaign committee repaid the \$81,500 loan to Guinta.

But the complaint says there is no record of Guinta then returning the money to his campaign before the campaign repaid the \$355,000 to the family fund.

Guinta's failure to return the \$81,500 to his campaign committee, Cullen charged, showed that Guinta "illegally received and retained \$81,500 in contributions from his campaign for personal use. In effect, he paid himself this amount twice."

Responding to that point in June, Guinta spokesman Jay Ruais reiterated a statement he first made on the subject in April, when questions about the \$81,500 first arose.

"This issue was raised with the FEC at the time of settlement negotiations, and they insisted we repay the loan in full to the Guinta family fund," Ruais said. "They did not want to address the prior repayment at that time."

"Upon signing the conciliation agreement last year, the decision was made with the full knowledge of the FEC to deal first with completing the terms of the settlement."

With the repayment of the \$355,000 to the Guinta family fund, "That has been done," Ruais said. "We have been in contact with the FEC as to the proper way to address the earlier payments. This will be handled and reported in this quarter."

The second quarter ended on June 30 and quarterly reports were due to be filed with the FEC by Friday. Ruais said the report was filed, but the report was not yet available on the FEC website and Ruais did not respond to WMUR.com's request that he provide it.

Ruais, however, did issue a new statement:

"The campaign is in full compliance with the settlement agreement signed last year with the FEC. During the settlement discussions, the FEC specifically decided not to require repayment of \$81,500, which had already been paid by the campaign as partial repayment of the loans from the candidate to the 2010 campaign."

"Since the agreed settlement with the FEC last year, we have confirmed with the FEC that upon repaying the Guinta family fund the amount in the settlement agreement (\$355,000), there were no further actions necessary by the campaign, Rep. Guinta or anyone else. However, Rep. Guinta nonetheless refunded the earlier loan repayment back to the campaign, even though he wasn't required to do so, going above and beyond the terms of the agreement."

Ruais then told WMUR.com that the \$81,500 was taken by Guinta from the family fund to repay the campaign.

Meanwhile, Ruais said that overall, Guinta's campaign reported raising \$115,195 from contributions during the second quarter. The additional \$81,500 from Guinta's personal funds brought the campaign's total receipts for the quarter to \$196,695.

Ruais said the campaign ended the quarter with \$214,927 in cash on hand, which is nearly triple the \$76,206 in cash on hand the campaign reported at the end of the first quarter.

"Frank Guinta had a great month, garnering endorsements of the influential 603 Alliance and National Right to Life Committee, the country's largest pro-life organization," Ruais said. "He won the Coalition of New Hampshire Taxpayers' straw poll. Team Guinta's grassroots support is strong and growing, as is fundraising. We'll have resources to spread the congressman's independent, conservative record and detailed plans for more jobs and economic growth."

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July 18, 2016 7:57PM

Guinta repays campaign committee

U.S. Rep. Frank Guinta, R-NH, has repaid his campaign committee \$81,500 that was related to an earlier candidate loan repayment and money connected to a fundraising scandal stretching back to 2010.

However, the repayment does not satisfy former state GOP chairman Fergus Cullen, who last month filed a new election finance complaint based on the funds.



(/storyimage/UL/20160719/NEWS0605/160719229/AR/0/AR-160719229.jpg?q=100)

FEC documents show money loaned to Rep. Frank Guinta for his 2010 campaign was his. (UNION LEADER FILE)

"By reimbursing his campaign the \$81,500, Frank is acknowledging that the charge I made in my complaint to the Federal Elections Commission is accurate: He double-paid himself \$81,500 using campaign funds," Cullen said in response Monday.

Guinta's campaign says he remains in full compliance and the FEC is aware of its fundraising and repayments.

The FEC concluded last year that Guinta violated election finance law by accepting \$355,000 in excessive contributions from his parents.

Though he has said all along that he had an equitable interest in the money in his parents' account, even helped manage it for years, the FEC rejected that "family pot" defense. In 2010, the FEC contribution limits for individuals was \$2,400 for the primary and the general election, including family members.

In a conciliation agreement, Guinta paid a \$15,000 fine and agreed to refund the \$355,000 to the Guinta family fund within a year. He did so in January of this year. But, as the Union Leader first reported in April, FEC records indicated he had already repaid \$81,500 of the original loan amount.

Guinta chief of staff and campaign spokesman Jay Ruais said at the time that the earlier repayment would be addressed in the quarterly report due out July 15. The \$81,500 shows up as part of \$196,695 in total receipts for the period from April 1 to June 30.

In a statement on the quarterly report and repayment, Ruais said the FEC specifically decided not to require repayment of the \$81,500.

"Since the agreed settlement with the FEC last year, we have confirmed with the FEC that upon repaying the Guinta Family Fund the amount in the settlement agreement, there were no further actions necessary by the campaign, Rep. Guinta or anyone else," Ruais said. "However, Rep. Guinta nonetheless refunded the earlier loan repayment back to the campaign, even though he wasn't required to do so, going above and beyond the terms of the agreement."

Guinta first won election to the 1st Congressional District in 2010. He lost re-election in 2012, but won the seat back in 2014.

He is facing a GOP challenge in former BAE Systems executive Rich Ashooh of Bedford. In the quarterly report out July 15, Ashooh's first reporting period, he reported \$231,775 in total contributions, all but \$1,500 of it from individuals. He had \$132,199 cash on hand.

Guinta's \$196,695 total receipts were a combination of the \$81,500 loan repayment, \$53,065 in individual contributions, and \$62,130 in committee contributions. He reported \$214,927 cash on hand at the end of the quarter.

Ruais said Guinta's grassroots support "is strong and growing, as is fundraising."

The winner of the GOP primary will face former U.S. Rep. Carol Shea-Porter, a Democrat from Rochester. Shea-Porter reported \$207,229 contributions, with \$342,231 cash on hand.

Shawn O'Connor, a Bedford businessman who ran for the Democratic nomination before changing his party affiliation to Independent last month, reported \$19,141 in total receipts and \$74,332 cash on hand for the quarter. His report shows he repaid \$500,000 worth of candidate loans.

In the 2nd Congressional District, Democratic incumbent Ann McLane Kuster of Hopkinton reported \$444,179 total receipts and \$1,937,572 cash on hand.

There are two main GOP challengers, former House Majority Leader Jack Flanagan of Brookline and former Rep. Jim Lawrence of Hudson. Flanagan reported \$25,350 in total receipts, including a \$10,000 candidate loan, and ended the quarter with \$18,668 cash on hand. Lawrence raised \$31,366, including a \$6,000 candidate loan, and had

dtuohy@unionleader.com

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Republican **Christopher Wolfe**, who filed the first FEC complaint against Guinta, said documents did not exist at that time to show that Guinta had the means to loan his campaign so much money.

Wolfe said Wednesday it is interesting that the money illegally contributed to his campaign in 2010 is now listed as a personal asset. It raises more questions, he said.

Fergus Cullen, a former state GOP chairman who was one of the first people to report on the FEC complaint, said the FEC determined that the money was not Guinta's personal funds, and that he had to repay his parents' accounts.

"He's transferred the money into an account he controls. The money comes from his parents," he said.

Cullen has filed a different FEC complaint based on Guinta paying back \$81,500 of the original \$355,000 loan to himself. That repayment was well before the FEC settlement agreement in 2015. Because Guinta repaid the \$355,000 in January of this year, Cullen argues he's "double-dipping," paying himself — or his "family fund," an extra \$81,500.

Guinta's campaign did not respond to questions about whether listing the "family fund" as a personal asset is at odds with the FEC finding, whether any of this "asset" would be used to fund his 2016 re-election bid, or whether he will agree to release his tax returns.

TWO NEW Hampshire politicians have had their email addresses hacked. U.S. Rep. **Annie Kuster**, D-NH, may have had some personal information compromised in connection with a breach of the Democratic Congressional Campaign Committee. This appears unrelated to the hack of the Democratic National Committee. Meanwhile, someone hacked the personal email account of New Hampshire Senate Minority Leader **Jeff Woodburn**, D-Dalton. In an email blast, the culprit purporting to be Woodburn asks for a loan of \$9,000 to help pay for an operation on a tumor for his wife. Woodburn, in a phone interview from Concord Wednesday, said the hack was reported late Tuesday night. "No malicious partisanship" was at play, he joked.

THE NEW Hampshire Democratic Party and Hillary Clinton's campaign plan to open another four offices this week, which will bring their number of coordinated campaign offices to 14. Gov. **Maggie Hassan**, a Democrat running for U.S. Senate, will open an office in Claremont on Thursday, and an office in Dover on Saturday. U.S. Rep. **Ann McLane Kuster**, D-NH, will be on hand to open a Milford office Saturday. U.S. Sen. **Sheldon Whitehouse**, D-R.I., will speak at the opening of a Keene office Saturday